

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Edward J. SARE et al.)	Group Art Unit: 1793
)	
Application No.: 10/580,045)	Examiner: Veronica Faye Faison Gee
)	
Filed: October 19, 2006)	Confirmation No.: 7579
)	
For: RAPID DISPERSING HYDROUS)	
KAOLINS)	

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Via EFS-Web

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In an Office Action mailed June 9, 2009, the period for response having been extended to August 9, 2009, by the Petition requesting a one-month extension-of-time and fee payment filed concurrently herewith, the Examiner required an election under 35 U.S.C. § 121 of one of the following three groups of claims:

Group I, claims 1-10 and 13-53, characterized by the Examiner as being drawn to kaolin and kaolin containing compositions;

Group II, claims 11 and 12, characterized by the Examiner as being drawn to a method of preparing a kaolin; and

Group III, claims 54-58, characterized by the Examiner as being drawn to a method of evaluating a kaolin containing composition.

Office Action at 2.

Applicant provisionally elects, without traverse, to prosecute Group I, claims 1-10 and 13-53, in the present application.

If the Examiner believes that a telephone conversation might advance prosecution of this application, the Examiner is cordially invited to call Applicant's undersigned attorney at (404) 653-6559.

Applicant respectfully submits that the Office Action contains a number of assertions regarding the claims and purported prior art. Regardless of whether those assertions are addressed specifically herein, Applicant respectfully declines to automatically subscribe to them.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 31, 2009

By: /Christopher T. Kent/
Christopher T. Kent
Reg. No. 48,216